

19-6593

No. 19-55397

Supreme Court, U.S.
FILED
OCT 30 2019
OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

DESHAY D. FORD — PETITIONER
(Your Name)

VS.

TIMOTHY P. WHITE — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: _____

_____, or

a copy of the order of appointment is appended.

ORIGINAL

DeShay D. Ford
(Signature)

**AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, DESHAK D. Ford, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ 2,200.00	\$ 1,500.00	\$ 2,200.00	\$ 1,000
Self-employment	\$ 0	\$ 0	\$ 0	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0	\$ 0	\$ 0
Interest and dividends	\$ 0	\$ 0	\$ 0	\$ 0
Gifts	\$ 0	\$ 0	\$ 0	\$ 0
Alimony	\$ 0	\$ 0	\$ 0	\$ 0
Child Support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	SSN. \$ 540.00	\$ 0	\$ 540.00	\$ 0
Disability (such as social security, insurance payments)	PER MONTH PENSION \$ 760.00 *	\$ 0	SSN. \$ 540.00	\$ 0
	PER MONTH \$ 1151.49 DISABILITY	\$ 0		
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0	\$ 0	\$ 0
Other (specify): PENSION	* \$ 760.00	\$ 0	\$ 0	\$ 0
Total monthly income:	\$ 2,450.00	\$ 0	\$ 2,450.00	\$ 0

SELF PRIMARY
SUPPORT OF FAMILY

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>Institute of Applied Behavioral Analysis</u>	<u>2310 E. Ponderosa Dr. Camarillo 93010</u>	<u>3/5/2014 - 9/25/2019</u>	<u>\$1,115.90 Bi-weekly</u>
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>Foster Grant</u>	_____	_____	<u>\$ 1,000 per month</u>
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? \$ 150.00
 Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
<u>Checking ACC</u>	<u>\$ 81.00</u>	<u>\$ 50.00</u>
<u>Saving ACC</u>	<u>\$ 49.00</u>	<u>\$ 70.00</u>
_____	\$ _____	\$ _____

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

- Home
Value RENT
- Other real estate
Value Home for sale closed 2008
- Motor Vehicle #1 MAZDA 2013
Year, make & model _____
Value \$ 5,000
- Motor Vehicle #2 NISSAN 2016
Year, make & model 2016
Value \$ 8,000
- Other assets
Description 0
Value 0

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
None 0	\$ 0	\$ 0
None 0	\$ 0	\$ 0
None 0	\$ 0	\$ 0

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
DANIEL D. FORD	Son	23 yrs old
Edward M. Ford	Son	21 yrs old

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

FAMILY MONTHLY EXPENSES:

TOTAL EXPENSES \$ 2,975.00
DOES NOT INCL 2 CARS PAYMENTS (\$375.00)

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 2300	\$ 120
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	RENT PER MONTH	SEWAGE & WATER PER MONTH
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 150.00 ^{Per month}	\$ 0
Home maintenance (repairs and upkeep) <u>WE RENT</u>	\$ 0	\$ 0
Food (PER MONTH \$ 200.00)	\$ 200.00	\$ 0
Clothing <u>Cleaning DRY CLEANER</u>	\$ 45.00	\$ 0
Laundry and dry-cleaning 60.00 PER MONTH	\$ 60.00	\$ 0
Medical and dental expenses	\$ 100.00 (BOTH ME + WIFE)	\$

	You	Your spouse
Transportation (not including motor vehicle payments)	GASOLINE \$ 100.00 PER MONTH	\$ 100.00 PER MONTH
Recreation, entertainment, newspapers, magazines, etc. WE CANNOT AFFORD RECREATION	\$ 0	\$ 0
Insurance (not deducted from wages or included in mortgage payments) \$ 100.00 FOR CAR INSURANCE PER MONTH		
Homeowner's or renter's	\$ 2,300.00 RENT	\$ 120 WATER + SEWAGE
Life	\$ 148 LIFE INSURANCE	\$
Health MEDICATIONS	\$ 400.00	\$ BOTH
Motor Vehicle \$ (TWO CARS 375.00)	\$ 375.00 TWO CARS	\$ BOTH CARS
Other: 0	\$	\$

Taxes (not deducted from wages or included in mortgage payments)

(specify): RENT PER MONTH \$2,300.00 → \$ ↓ \$ 0

Installment payments

I PAY FOR BOTH CARS

Motor Vehicle (2 CARS MONTHLY INSTALLMENTS \$ 375.00) \$ 0

Credit card(s) VISA RABOBANK PER MONTH \$ 93.00 \$ 0

Department store(s) 0 \$ 0 \$ 0

Other: 0 \$ 0 \$

Alimony, maintenance, and support paid to others

\$ 0 \$ 0

Regular expenses for operation of business, profession, or farm (attach detailed statement)

\$ 0 \$ 0

Other (specify): 0

\$ 0 \$ 0

Total monthly expenses:

\$ 0 \$ 0

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

Yes No If yes, describe on an attached sheet.

10. Have you paid - or will you be paying - an attorney any money for services in connection with this case, including the completion of this form? Yes No

If yes, how much? I CANNOT AFFORD AN ATTORNEY

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes No

If yes, how much? None (I CANNOT AFFORD AN ATTORNEY)

If yes, state the person's name, address, and telephone number: None

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I AM A 71 YEAR OLD MALE living on SOCIAL SECURITY AND NO SMALL PENSION. I WAS IN JURY AT WORK AND I RECEIVE \$ 1,115.90 FOR DISABILITY PAYMENTS BI-WEEKLY (SEE ATTACHMENT).

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: SEPTEMBER 30, 2019, 20 2019

Deshay D. Ford

(Signature)